

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants : Ronald Breslow et al.
U.S. Serial No. : Not Yet Known
Filed : Herewith
For : BETA-CYCLODEXTRIN DIMERS AND
PHTHALOCYANINES AND USES THEREOF

1185 Avenue of the Americas
New York, New York 10036
November 12, 2001

Assistant Commissioner for Patents
Washington, D.C. 20231

Sir:

PRELIMINARY AMENDMENT

Please amend the subject application as follows:

In the claims:

Please cancel claims 2-13 without prejudice to applicants' right to pursue the subject matter of these claims in a future continuation or divisional application.

Please amend claims 6, 19, 26, and 27 as follows:

--6. (Amended) A composition which comprises a hydrophilic matrix comprising the composition of matter of claim 1 and a photosensitizer encapsulated within the matrix.--

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--19. (Amended) A composition which comprises a hydrophilic matrix comprising:

- i) the compound of claim 14 encapsulated within the matrix, and
- ii) a composition of matter comprising two β -cyclodextrin molecules and a cleavable linker joining each such β -cyclodextrin, wherein the cleavable linker comprises a carbon-carbon double bond substituted on one or both ends by an electron rich atom, and the cleavable linker is cleavable by singlet oxygen.--

--26. (Amended) The composition of claim 19, wherein the cleavable linker is cleavable upon exposure to light of a wavelength appropriate for absorption by the photosensitizer.--

--27. (Amended) The composition of claim 19, wherein the photosensitizer is released when the cleavable linker is cleaved.--

A marked-up version of the amended claims showing the changes made is attached hereto as **Exhibit A**.

REMARKS

Claims 1-32 were pending in the subject application. By this Amendment applicants have canceled claims 2-13 without

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prejudice or disclaimer, and amended claims 6, 19, 26, and 27. Accordingly, upon entry of this Amendment claims 1 and 14-32 as amended will be pending.

Applicants maintain that the amendments to claims 6, 19, 26, and 27, which consist of removing multiple claim dependencies, do not raise any issue of new matter. Accordingly, applicants respectfully request that the Amendment be entered.

If a telephone interview would be of assistance in advancing prosecution of the subject application, applicants' undersigned attorney invites the Examiner to telephone him at the number provided below.

No fee, other than the enclosed \$370.00 filing fee, is deemed necessary in connection with the filing of this Preliminary Amendment. However, if another fee is required, authorization is hereby given to charge the amount of any such fee to Deposit Account No. 03-3125.

Respectfully submitted,


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Marked-up Version of Amended Claims

Deletions to the text are indicated by square brackets.

--6. (Amended) A composition which comprises a hydrophilic matrix comprising the composition of matter of [any of] claim 1[, 2, 3, 4 or 5,] and a photosensitizer encapsulated within the matrix.--

--19. (Amended) A composition which comprises a hydrophilic matrix comprising:

- i) the compound of [any of] claim 14[, 15, 16, 17, or 18] encapsulated within the matrix, and
 - ii) a composition of matter comprising two β -cyclodextrin molecules and a cleavable linker joining each such β -cyclodextrin, wherein the cleavable linker comprises a carbon-carbon double bond substituted on one or both ends by an electron rich atom, and the cleavable linker is cleavable by singlet oxygen.--

--26. (Amended) The composition of claim [6 or] 19, wherein the cleavable linker is cleavable upon exposure to light of a wavelength appropriate for absorption by the photosensitizer.--

--27. (Amended) The composition of claim [6 or] 19, wherein the photosensitizer is released when the cleavable linker is cleaved.--

EXHIBIT A
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